

## State Water Resources Control Board

Division of Drinking Water

January 3, 2019  
System No. 2010005

Mr. Ken Harrington  
Yosemite Spring Park Utilities Company  
30250-B Yosemite Springs Parkway  
Coarsegold, CA 93614

### CITATION NO. 03-11-18C-050

### 1,2,3-TRICHLOROPROPANE (1,2,3-TCP) MONITORING VIOLATION FOR THIRD QUARTER 2018

Enclosed is Citation No. 03-11-18C-050 (hereinafter "Citation"), issued to the Yosemite Spring Park Utilities Company (hereinafter "Company"), public water system. Please note that there are legally enforceable deadlines associated with this Citation.

The Company will be billed at the State Water Resources Control Board's (hereinafter "State Water Board"), hourly rate for the time spent on issuing this Citation. California Health and Safety Code (hereinafter "CHSC"), Section 116577, provides that a public water system must reimburse the State Water Board for actual costs incurred by the State Water Board for specified enforcement actions, including but not limited to, preparing, issuing and monitoring compliance with a citation. At this time, the State Water Board has spent approximately 2.0 hour(s) on enforcement activities associated with this violation.

The Company will receive a bill sent from the State Water Board in August of the next fiscal year. This bill will contain fees for any enforcement time spent on the Company for the current fiscal year.

Any person who is aggrieved by a citation, order or decision issued under authority delegated to an officer or employee of the State Water Board under Article 8 (commencing with CHSC, Section 116625) or Article 9 (commencing with CHSC, Section 116650), of the Safe Drinking Water Act (CHSC, Division 104, Part 12, Chapter 4), may file a petition with the State Water Board for reconsideration of the citation, order or decision. Appendix 1 to the enclosed Citation contains the relevant statutory provisions for filing a petition for reconsideration (CHSC, Section 116701).

Petitions must be received by the State Water Board within 30 days of the issuance of the citation, order or decision by the officer or employee of the State Water Board. The date of issuance is the date when the Division of Drinking Water mails a copy of the citation, order or decision. If the 30th day falls on a Saturday, Sunday, or state holiday, the petition is due the following business day by 5:00 p.m.

FELICIA MARCUS, CHAIR | EILEEN SOBECK, EXECUTIVE DIRECTOR

265 West Bullard Avenue, Suite 101, Fresno, CA 93704 | [www.waterboards.ca.gov](http://www.waterboards.ca.gov)

Information regarding filing petitions may be found at:

[http://www.waterboards.ca.gov/drinking\\_water/programs/petitions/index.shtml](http://www.waterboards.ca.gov/drinking_water/programs/petitions/index.shtml)

If you have any questions regarding this matter, please contact Christopher Barber of my staff at 559-437-1581 or me at 559-447-3316.

Sincerely,



Kassy D. Chauhan, P.E.  
Senior Sanitary Engineer, Merced District  
SOUTHERN CALIFORNIA BRANCH  
DRINKING WATER FIELD OPERATIONS

Enclosures

Certified Mail No. 7018 0040 000 3159 8022

cc: Madera County Environmental Health Department

STATE OF CALIFORNIA  
STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF DRINKING WATER

**Name of Public Water System:** Yosemite Spring Park Utilities Company

**Water System No:** 2010005

**Attention:** Mr. Ken Harrington

30250-B Yosemite Springs Parkway

Coarsegold, CA 93614

**Issued:** January 3 ,2019

**CITATION FOR NONCOMPLIANCE**

**CALIFORNIA HEALTH AND SAFETY CODE, SECTION 116555(a)(1) AND  
CALIFORNIA CODE OF REGULATIONS, TITLE 22, SECTION 64445**

**FAILURE TO CONDUCT INITIAL MONITORING FOR  
1,2,3-TRICHLOROPROPANE  
THIRD QUARTER 2018**

The California Health and Safety Code (hereinafter "CHSC"), Section 116650 authorizes the State Water Resources Control Board (hereinafter "State Water Board"), to issue a citation to a public water system when the State Water Board determines that the public water system has violated or is violating the California Safe Drinking Water Act (hereinafter "California SDWA"), (CHSC,

1 Division 104, Part 12, Chapter 4, commencing with Section 116270), or any  
2 regulation, standard, permit, or order issued or adopted thereunder.

3  
4 The State Water Board, acting by and through its Division of Drinking Water  
5 (hereinafter "Division"), and the Deputy Director for the Division, hereby  
6 issues Citation No. 03-11-18C-050 (hereinafter "Citation"), pursuant to  
7 Section 116650 of the CHSC to the Yosemite Spring Park Utilities Company  
8 (hereinafter "Company"), for violation of CHSC, Section 116555(a)(1) and  
9 California Code of Regulations (hereinafter "CCR"), Title 22, Section 64445.

10  
11 A copy of the applicable statutes and regulations is included in Appendix 1,  
12 which is attached hereto and incorporated by reference.

### 13 14 **STATEMENT OF FACTS**

15 The Company is classified as a community public water system with a  
16 population of 5,921, serving 1,897 connections. The Company operates under  
17 Domestic Water Supply Permit No. 03-11-15PA-001 issued by the State  
18 Water Board on January 12, 2015. The Company utilizes 14 groundwater  
19 wells as its sources of domestic water: Wells Nos. 01A, 01E, 31A, 35A, 36A,  
20 37A, 39A, 40A, 42A, 45A, 46A, 47A, 48A and 28B.

21  
22 CHSC, Section 116555(a)(1) requires all public water systems to comply with  
23 primary drinking water standards as defined in CHSC, Section 116275(c).  
24 Primary drinking water standards include maximum levels of contaminants,  
25 specific treatment techniques, and monitoring and reporting requirements as  
26 specified in regulations adopted by the State Water Board.



CCR, Title 22, Section 64445(b) requires the water system to initiate quarterly monitoring for any chemical added to Table 64444-A in January after the effective date of the maximum contaminant level.

Effective December 14, 2017, all community and nontransient-noncommunity public water systems were required to monitor their active sources for 1,2,3-trichloropropane (hereinafter "1,2,3-TCP"), and report all sampling results to the State Water Board beginning with the first quarter of 2018 (January 1 to March 31, 2018). Initial monitoring to determine compliance with the 1,2,3-TCP maximum contaminant level (hereinafter "MCL") for 1,2,3-TCP consists of four quarterly samples beginning with the first calendar quarter of 2018.

During the first quarter of 2018, the Company was issued a monitoring and reporting violation enforcement letter (No. 03-11-18E-011) for failure to monitor all 14 wells for 1,2,3-TCP.

The State Water Board's electronic water quality database shows that 1,2,3-TCP sampling results have not been submitted for the wells listed below in the first quarter and third quarter of 2018.

Primary Station Code	Source Name
2010005-002	Well 01A
2010005-003	Well 01E
2010005-013	Well 31A
2010005-016	Well 35A
2010005-017	Well 36A
2010005-018	Well 37A
2010005-020	Well 39A
2010005-021	Well 40A
2010005-023	Well 42A
2010005-025	Well 45A

2010005-026	Well 46A
2010005-027	Well 47A
2010005-043	Well 48A
2010005-047	Well 28B

## DETERMINATION

The State Water Board has determined that the Company has failed to comply with the CHSC, Section 116555(a)(1) and initial organic chemical monitoring requirements pursuant to CCR, Title 22, Section 64445 during the first and third quarters of 2018.

## DIRECTIVES

The Company is hereby directed to take the following actions:

1. By **March 30, 2019**, collect the first quarter initial 1,2,3-TCP samples from the raw water sources listed in the table below and submit them to an appropriately accredited laboratory for analysis by a State Water Board-approved method. The analytical results of the samples must be submitted electronically to the State Water Board, by the laboratory that conducts the analysis, no later than the tenth day of the month following completion of the analyses. The Company must submit proper Primary Station codes to the laboratory with the samples collected.

Primary Station Code	Source Name
2010005-002	Well 01A
2010005-003	Well 01E
2010005-013	Well 31A
2010005-016	Well 35A
2010005-017	Well 36A
2010005-018	Well 37A
2010005-020	Well 39A

2010005-021	Well 40A
2010005-023	Well 42A
2010005-025	Well 45A
2010005-026	Well 46A
2010005-027	Well 47A
2010005-043	Well 48A
2010005-047	Well 28B

2. During the third quarter of 2019 (July, August and September) collect the third quarter initial 1,2,3-TCP samples from raw water sources listed in the table above and submit them to an appropriately accredited laboratory for analysis by a State Water Board-approved method. The analytical result of the sample must be submitted electronically to the State Water Board, by the laboratory that conducts the analysis, no later than the tenth day of the month following completion of the analyses. The Company must submit proper Primary Station codes to the laboratory with the samples collected.
3. By February 28, 2019, notify all persons served by the Company of the violation of CCR, Title 22, Section 64445, in conformance with Sections 64463.4 and 64465. Copies of Sections 64463.4 and 64465 are included in Appendix 1. Appendix 2: Notification Template must be used to fulfill this Directive unless otherwise approved by the State Water Board. Contents of Appendix 2: Notification Template must be approved by the State Water Board prior to issuance. The Company must edit the wording of the notification template as necessary. The notification must be completed in accordance with the following:



- By mail or direct delivery of the Public Notification to each customer served by the Company and;
- By one of the following secondary methods to reach persons not likely to be reached by mail or direct delivery;
  - By publication in a local newspaper, by delivery to community organizations or by posting in conspicuous public places served by the Company or on the internet. If the Company opts to issue the notice via internet website, the public notice must remain posted for a minimum of seven (7) consecutive days.

4. Complete Appendix 3: Compliance Certification Form. Submit it together with a copy of the public notification required by Directive 3 to the State Water Board by **February 28, 2019**.

5. Include this violation in the 2018 Consumer Confidence Report in accordance with CCR, Title 22, Section 64481(g)(1).

6. By **January 31, 2019**, complete and return to the State Water Board the "Notification of Receipt" form attached to this Citation as Appendix 4. Completion of this form confirms that the Company has received this Citation and understands that it contains legally enforceable directives(s) with due dates.

All submittals required by this Citation, unless otherwise specified in the directives above, must be electronically submitted to the State Water Board at the following address. The subject line for all electronic submittals corresponding to this Citation must include the following information: Water



1 System name and number, citation number and title of the document being  
2 submitted.

3  
4 Kassy D. Chauhan, P.E.  
5 Senior Sanitary Engineer, Merced District  
6 SOUTHERN CALIFORNIA BRANCH  
7 DRINKING WATER FIELD OPERATIONS  
8 Dwpdist11@waterboards.ca.gov  
9

10 The State Water Board reserves the right to make modifications to this  
11 Citation as it may deem necessary to protect public health and safety. Such  
12 modifications may be issued as amendments to this Citation and shall be  
13 effective upon issuance.  
14

15 Nothing in this Citation relieves the Company of its obligation to meet the  
16 requirements of the California SDWA (CHSC, Division 104, Part 12, Chapter  
17 4, commencing with Section 116270), or any regulation, standard, permit or  
18 order issued or adopted thereunder.  
19

20 **PARTIES BOUND**

21 This Citation shall apply to and be binding upon the Company, its owners,  
22 shareholders, officers, directors, agents, employees, contractors, successors,  
23 and assignees.  
24

25 **SEVERABILITY**

26 The directives of this Citation are severable, and the Company shall comply  
27 with each and every provision thereof notwithstanding the effectiveness of  
28 any provision.  
29

**FURTHER ENFORCEMENT ACTION**

The California SDWA authorizes the State Water Board to: issue a citation or order with assessment of administrative penalties to a public water system for violation or continued violation of the requirements of the California SDWA or any regulation, permit, standard, citation, or order issued or adopted thereunder including, but not limited to, failure to correct a violation identified in a citation or compliance order. The California SDWA also authorizes the State Water Board to take action to suspend or revoke a permit that has been issued to a public water system if the public water system has violated applicable law or regulations or has failed to comply with an order of the State Water Board, and to petition the superior court to take various enforcement measures against a public water system that has failed to comply with an order of the State Water Board. The State Water Board does not waive any further enforcement action by issuance of this Citation.



Kassy D. Chauhan, P.E.  
Senior Sanitary Engineer Merced District  
SOUTHERN CALIFORNIA BRANCH  
DRINKING WATER FIELD OPERATIONS

1/3/19  
Date

**Appendices [4]:**

1. Applicable Statutes and Regulations
2. Notification Template
3. Compliance Certification Form
4. Notification of Receipt Form



Certified Mail No. 7018 0040 000 3159 8022